

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

NORMAN A. BIRD,

Plaintiff,

Case No. 1:16-cv-1181

v.

HON. JANET T. NEFF

AMY POHOLSKI, et al.,

Defendants.

ORDER

This is a civil action filed by a *pro se* litigant. On October 4, 2016, the Magistrate Judge filed a Report and Recommendation, recommending that the action be dismissed for failure to state a claim, and that an appeal of this matter would not be taken in good faith. The Report and Recommendation was duly served on Plaintiff. No objections have been filed. *See* 28 U.S.C. § 636(b)(1). Therefore,

IT IS HEREBY ORDERED that the Report and Recommendation (Dkt 6) is APPROVED and ADOPTED as the Opinion of the Court.

IT IS FURTHER ORDERED that the Complaint is DISMISSED for failure to state a claim.

IT IS FURTHER ORDERED that this Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that an appeal of this decision would not be taken in good faith. *See McGore v. Wrigglesworth*, 114 F.3d 601, 611 (6th Cir. 1997).

A Judgment will be entered consistent with this Order.

Dated: October 25, 2016

/s/ Janet T. Neff
JANET T. NEFF
United States District Judge